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On October 31, 2003



TOWNSEND and TOWNSEND and CREW LLP

By: Mark T. Davis

41
PATENT
Attorney Docket No.: 021044-008020US
Client Reference No.:
P.0005.03.US.UT.C02.LE

§1636

RECEIVED

NOV 10 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE TECH CENTER 1600/2900

In re application of:

Michael G. Katze et al.

Application No.: 09/972,756

Filed: October 5, 2001

For: NOVEL SCREENING METHODS
TO IDENTIFY AGENTS THAT
SELECTIVELY INHIBIT HEPATITIS C
VIRUS REPLICATION

Examiner: Vogel, Nancy T.

Art Unit: 1636

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT UNDER 37
CFR §1.97 and §1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A are being called to the attention of the Examiner. Copies of the references are enclosed.

Also enclosed is a copy of the Search/Examination report corresponding to the European application.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

11/06/2003 AAD0F01 00000049 201430 09972756

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As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

This IDS is being filed before the mailing date of the final Office Action or Notice of Allowance.

Please charge the IDS fee of \$180 to Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



Beth L. Kelly
Reg. No. 51,868

TOWNSEND and TOWNSEND and CREW LLP
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San Francisco, California 94111-3834
Tel: 415-576-0200
Fax: 415-576-0300
BLK:mtd

60071201 v1

Fee Transmittal for FY 2004

NOV 04 2003
PATENT & TRADEMARK OFFICE
U.S. DEPARTMENT OF COMMERCE
Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 180)

Complete if Known

Application Number	09/972,756
Filing Date	October 5, 2001
First Named Inventor	Katze, Michael G.
Examiner Name	Vogel, Nancy T.
Art Unit	1636
Attorney Docket No.	021044-008020US

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NOV 10 2003
TECH CENTER 1600
USPTO

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order Other None

Deposit Account:

Deposit Account Number

20-1430

Deposit Account Name

Townsend and Townsend and Crew LLP

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

Fee Calculation

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			**	=	=

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

** or number previously paid, if greater; For Reissues, see above

Fee Calculation (continued)

3. ADDITIONAL FEES

Large Entity	Fee Code	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
	1051	130		2051	65	Surcharge - late filing fee or oath	
	1052	50		2052	25	Surcharge - late provisional filing fee or cover sheet	
	1053	130		1053	130	Non-English specification	
	1812	2,520		1812	2,520	For filing a request for reexamination	
	1804	920*		1804	920*	Requesting publication of SIR prior to Examiner action	
	1805	1,840*		1805	1,840*	Requesting publication of SIR after Examiner action	
	1251	110		2251	55	Extension for reply within first month	
	1252	420		2252	210	Extension for reply within second month	
	1253	950		2253	475	Extension for reply within third month	
	1254	1,480		2254	740	Extension for reply within fourth month	
	1255	2,010		2255	1,005	Extension for reply within fifth month	
	1401	330		2401	165	Notice of Appeal	
	1402	330		2402	165	Filing a brief in support of an appeal	
	1403	290		2403	145	Request for oral hearing	
	1451	1,510		1451	1,510	Petition to institute a public use proceeding	
	1452	110		2452	55	Petition to revive - unavoidable	
	1453	1,330		2453	655	Petition to revive - unintentional	
	1501	1,330		2501	655	Utility issue fee (or reissue)	
	1502	480		2502	240	Design issue fee	
	1503	640		2503	320	Plant issue fee	
	1460	130		1460	130	Petitions to the Commissioner	
	1807	50		1807	50	Petitions related to provisional applications	
	1806	180		1806	180	Submission of Information Disclosure Stmt	180
	8021	40		8021	40	Recording each patent assignment per property (times number of properties)	
	1809	770		2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
	1810	770		2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
	1801	770		2801	385	Request for Continued Examination (RCE)	
	1802	900		1802	900	Request for expedited examination of a design application	
						Other fee (specify) -----	

*Reduced by Basic Filing Fee Paid SUBTOTAL (3)

(\$180)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Beth L. Kelly	Registration No. (Attorney/Agent)	51,868	Telephone	415-576-0200
Signature	<i>Beth L. Kelly</i>			Date	10/31/03

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet	1	of	Compl t If Kn wn
			Application Number
			09/972,756
			Filing Date
			October 5, 2001
			First Named Inventor
			Katze, Michael G.
			Art Unit
			1636
			Examiner Name
			Vogel, Nancy T.
			Attorney Docket Number
			021044-008020US

U.S. PATENT DOCUMENTS+					
		Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
Examiner Initials*	Cite No. ¹	Number Kind Code ² (if known)	MM-DD-YYYY		

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)			
	AA	WO	94/23041	A2	10-13-1994		<input type="checkbox"/>

NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	AB	ASABE, Shin-Ichi, et al.; "The N-Terminal Region of Hepatitis C Virus-Encoded NS5A is Important for NS4A-Dependent Phosphorylation"; <u>Journal of Virology</u> 1997, pp. 790-796 Vol. 71 No. 1.	
	AC	BRAND, Stephen R., et al.; "The Tat Protein of Human Immunodeficiency Virus Type 1 is a Substrate and Inhibitor of the Interferon-induced, Virally Activated Protein Kinase, PKR"; <u>The Journal of Biological Chemistry</u> 1997 pp. 8388-8395 Vol. 272 No. 13.	
	AD	GALE, Michael Jr., et al.; "Molecular Mechanisms of Interferon Resistance Mediated by Viral-Directed Inhibition of PKR, the Interferon-Induced Protein Kinase"; <u>Pharmacol. Ther.</u> 1998 pp. 29-46 Vol. 78 No. 1.	
	AE	KATZE, Michael G.; "Games viruses play: a strategic initiative against the interferon-induced dsRNA activated 68,000 M _r protein kinase"; <u>seminars in Virology</u> 1993 pp. 259-268 Vol. 4.	
	AF	PROUD, Christopher G.; "PKR: a new name and new roles"; <u>TIBS Trends in Biochemical Sciences</u> 1995 pp. 241-246 Vol. 20 No. 6.	
	AG	TANJI, Yasunori et al.; "Phosphorylation of Hepatitis C Virus-Encoded Nonstructural Protein NS5A"; <u>Journal of Virology</u> 1995 pp. 3980-3986 Vol. 69 No. 7.	

Examiner Signature	Date Considered
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¹EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ² Applicant's unique citation designation number (optional). ³ Kind Codes of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ⁴ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁵ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁷ Applicant is to place a check mark here if English language Translation is attached.

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